

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 2366 – HB 2120

March 18, 2014

SUMMARY OF ORIGINAL BILL: Creates a mandatory minimum sentence for observation without consent, a Class A misdemeanor, if the victim is a minor and the defendant is at least four years older than the victim. Creates a mandatory minimum sentence for unlawful photographing in violation of privacy, a Class A misdemeanor, if the victim is a minor and the defendant is at least four years older than the victim.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (014421): Deletes all language after the enacting clause. Adds selling a bull, bear, dog, cock, swine, or other animal for the purpose of fighting, baiting or injuring another such animal to the cock and animal fighting statute. Enhances from a Class B misdemeanor to a Class A misdemeanor the offense of knowingly being a spectator at any place or building where preparations are being made for an exhibition for the fighting, baiting or injuring of any animal, with the intent to be present at the exhibition, fighting, baiting or injuring.

Makes it legal to own, possess, or keep cocks, or aid or abet the ownership, possession or keeping of cocks, for the sole purpose of selling or transporting cocks to a location in which possession or keeping of cocks is legal.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- It is assumed that the proposed legislation will not significantly increase misdemeanor convictions under the cock and animal fighting statute.
- Based on the Fiscal Review Committee's 2008 study of incarceration costs and fines, collection of fines for felony offenses is negligible. There will not be a significant increase in revenue as a result of the mandatory minimum fines for these offenses.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

/trm